

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

THE TRUSTESS OF  
PURDUE UNIVERSITY,  
Plaintiff

v.

WOLFSPEED, INC.  
Defendant

Civil Action No. 1:21-cv-840

**PLAINTIFF’S NOTICE REGARDING PENDING MATTER**

Pending before the Court is Purdue’s objection to a Magistrate Judge Order, which granted Wolfspeed’s motion for protective order to prevent the deposition of Gregg Lowe, its then-CEO. *See* Dkt. No. 155. Wolfspeed’s request for a protective order was based on the apex doctrine, which is how the Magistrate Judge described the motion. *See* Dkt. No. 152 at 1 (“For the reasons that follow, the Court grants the Apex Motion....”). A new fact has developed that materially affects this pending objection, and Purdue feels its duty of candor requires notification to the Court.

On November 18, 2024, Wolfspeed announced the end of Mr. Lowe’s employment with the company and specifically noted that he would no longer serve as President, CEO, or on Wolfspeed’s board of directors. *See* <<https://www.wolfspeed.com/company/news-events/news/wolfspeed-announces-leadership-transition/>> (last visited November 21, 2024). Purdue files this Notice for the sole purpose of notifying the Court of this development and does not request any additional briefing or hearing.

Dated: November 22nd, 2024

**/s/ L. Cooper Harrell**

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THE TRUSTEES OF PURDUE  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing document has been filed electronically with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel of record in this action.

This the 22nd day of November, 2024.

**/s/ L. Cooper Harrell**

L. Cooper Harrell